



General Assembly

February Session, 2004

Substitute Bill No. 5478

* _____HB05478FIN____032604_____*

**AN ACT CONCERNING APPLICABILITY OF THE UNIFORM
COMMERCIAL CODE TO CERTAIN STATE TRANSACTIONS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (d) of section 42a-9-109 of the general statutes,
2 as amended by section 3 of public act 03-62, is repealed and the
3 following is substituted in lieu thereof (*Effective from passage and*
4 *applicable to any pledge, lien or security interest of this state or any political*
5 *subdivision of this state, which pledge, lien or interest was in existence on*
6 *October 1, 2003, and applicable to any such pledge, lien or interest created*
7 *after October 1, 2003*):

8 (d) This article does not apply to:

9 (1) A landlord's lien, other than an agricultural lien;

10 (2) A lien, other than an agricultural lien, given by statute or other
11 rule of law for services or materials, but section 42a-9-333 applies with
12 respect to priority of the lien;

13 (3) An assignment of a claim for wages, salary or other
14 compensation of an employee;

15 (4) A sale of accounts, chattel paper, payment intangibles or
16 promissory notes as part of a sale of the business out of which they
17 arose;

18 (5) An assignment of accounts, chattel paper, payment intangibles
19 or promissory notes which is for the purpose of collection only;

20 (6) An assignment of a right to payment under a contract to an
21 assignee that is also obligated to perform under the contract;

22 (7) An assignment of a single account, payment intangible or
23 promissory note to an assignee in full or partial satisfaction of a
24 preexisting indebtedness;

25 (8) A transfer of an interest in or an assignment of a claim under a
26 policy of insurance, other than an assignment by or to a health-care
27 provider of a health-care-insurance receivable and any subsequent
28 assignment of the right to payment, but sections 42a-9-315 and 42a-9-
29 322 apply with respect to proceeds and priorities in proceeds;

30 (9) An assignment of a right represented by a judgment, other than
31 a judgment taken on a right to payment that was collateral;

32 (10) A right of recoupment or set-off, but:

33 (A) Section 42a-9-340 applies with respect to the effectiveness of
34 rights of recoupment or set-off against deposit accounts; and

35 (B) Section 42a-9-404 applies with respect to defenses or claims of an
36 account debtor;

37 (11) The creation or transfer of an interest in or lien on real property,
38 including a lease or rents thereunder, except to the extent that
39 provision is made for:

40 (A) Liens on real property in sections 42a-9-203 and 42a-9-308;

41 (B) Fixtures in section 42a-9-334;

42 (C) Fixture filings in sections 42a-9-501, as amended, 42a-9-502, 42a-
43 9-512, as amended, 42a-9-516 and 42a-9-519, as amended; and

44 (D) Security agreements covering personal and real property in

45 section 42a-9-604;

46 (12) An assignment of a claim arising in tort, other than a
47 commercial tort claim, but sections 42a-9-315 and 42a-9-322 apply with
48 respect to proceeds and priorities in proceeds;

49 (13) An assignment of a deposit account in a consumer transaction,
50 but sections 42a-9-315 and 42a-9-322 apply with respect to proceeds
51 and priorities in proceeds;

52 (14) A pledge or other lien by this state or a government subdivision
53 or agency of this state in existence on or after October 1, 2003, in
54 connection with a bond or note issue of this state or of a government
55 subdivision or agency of this state, which pledge or other lien is
56 governed by a statute of this state that (A) provides for the creation of
57 a pledge or other lien by this state or a government subdivision or
58 agency of this state in connection with any bond or note issued by this
59 state or a government subdivision or agency of this state, and (B)
60 expressly states that such pledge or lien shall be valid and binding as
61 against other parties;

62 ~~[(14)]~~ (15) An assignment of workers' compensation benefits
63 governed by section 31-320; or

64 ~~[(15)]~~ (16) A security interest in a deposit account that is a payroll
65 account or a trust account and which is titled or otherwise clearly
66 identifiable as such an account, except that this article does apply to a
67 security interest in (A) such an account if another statute of this state
68 expressly so provides, or (B) a deposit account of a debtor that is a
69 statutory trust formed or a foreign statutory trust registered under
70 chapter 615, provided such deposit account is not a payroll account or
71 a trust account which is titled or otherwise clearly identifiable as such
72 an account.

73 Sec. 2. Subsection (d) of section 10a-185 of the general statutes is
74 repealed and the following is substituted in lieu thereof (*Effective from*
75 *passage and applicable to any pledge, lien or security interest of this state or*

76 *any political subdivision of this state, which pledge, lien or interest was in*
77 *existence on October 1, 2003, and applicable to any such pledge, lien or*
78 *interest created after October 1, 2003):*

79 (d) Any resolution or resolutions authorizing any bonds or any
80 issue of bonds may contain provisions, which shall be a part of the
81 contract with the holders of the bonds to be authorized, as to: (1)
82 Pledging the full faith and credit of the authority, the full faith and
83 credit of a participating institution for higher education, a participating
84 health care institution, a participating corporation or of a participating
85 nursing home, all or any part of the revenues of a project or any
86 revenue-producing contract or contracts made by the authority with
87 any individual, partnership, corporation or association or other body,
88 public or private, any federally guaranteed security and moneys
89 received therefrom purchased with bond proceeds or any other
90 property, revenues, funds or legally available moneys to secure the
91 payment of the bonds or of any particular issue of bonds, subject to
92 such agreements with bondholders as may then exist; (2) the rentals,
93 fees and other charges to be charged, and the amounts to be raised in
94 each year thereby, and the use and disposition of the revenues; (3) the
95 setting aside of reserves or sinking funds, and the regulation and
96 disposition thereof; (4) limitations on the right of the authority or its
97 agent to restrict and regulate the use of the project; (5) the purpose and
98 limitations to which the proceeds of sale of any issue of bonds then or
99 thereafter to be issued may be applied, including as authorized
100 purposes, all costs and expenses necessary or incidental to the issuance
101 of bonds, to the acquisition of or commitment to acquire any federally
102 guaranteed security and to the issuance and obtaining of any federally
103 insured mortgage note, and pledging such proceeds to secure the
104 payment of the bonds or any issue of the bonds; (6) limitations on the
105 issuance of additional bonds, the terms upon which additional bonds
106 may be issued and secured and the refunding of outstanding bonds;
107 (7) the procedure, if any, by which the terms of any contract with
108 bondholders may be amended or abrogated, the amount of bonds the
109 holders of which must consent thereto, and the manner in which such

110 consent may be given; (8) limitations on the amount of moneys derived
 111 from the project to be expended for operating, administrative or other
 112 expenses of the authority; (9) defining the acts or omissions to act
 113 which shall constitute a default in the duties of the authority to holders
 114 of its obligations and providing the rights and remedies of such
 115 holders in the event of a default, and (10) the mortgaging of a project
 116 and the site thereof for the purpose of securing the bondholders.

117 Sec. 3. Section 10a-186 of the general statutes is repealed and the
 118 following is substituted in lieu thereof (*Effective from passage and*
 119 *applicable to any pledge, lien or security interest of this state or any political*
 120 *subdivision of this state, which pledge, lien or interest was in existence on*
 121 *October 1, 2003, and applicable to any such pledge, lien or interest created*
 122 *after October 1, 2003*):

123 In the discretion of the authority any bonds issued under the
 124 provisions of this chapter may be secured by a trust agreement by and
 125 between the authority and a corporate trustee or trustees, which may
 126 be any trust company or bank having the powers of a trust company
 127 within or without the state. Such trust agreement or the resolution
 128 providing for the issuance of such bonds [may] or other instrument of
 129 the authority may secure such bonds by a pledge or [assign the]
 130 assignment of any revenues to be received, any contract or proceeds of
 131 any contract, [or contracts pledged and may convey or mortgage the
 132 project or any portion thereof] or any other property, revenues,
 133 moneys or funds available to the authority for such purpose. Any
 134 pledge made by the authority pursuant to this section shall be valid
 135 and binding from the time when the pledge is made. The lien of any
 136 such pledge shall be valid and binding as against all parties having
 137 claims of any kind in tort, contract or otherwise against the authority,
 138 irrespective of whether the parties have notice of the claims.
 139 Notwithstanding any provision of the Uniform Commercial Code, no
 140 instrument by which such pledge is created need be recorded or filed.
 141 Any revenues or other receipts, funds, moneys, income, contracts or
 142 property so pledged and thereafter received by the authority shall be
 143 subject immediately to the lien of the pledge without any physical

144 delivery thereof or further act and such lien shall have priority over all
 145 other liens. Such trust agreement or other instrument may mortgage,
 146 assign or convey any real property to secure such bonds. Such trust
 147 agreement or resolution providing for the issuance of such bonds may
 148 contain such provisions for protecting and enforcing the rights and
 149 remedies of the bondholders as may be reasonable and proper and not
 150 in violation of law, including particularly such provisions as have
 151 hereinabove been specifically authorized to be included in any
 152 resolution or resolutions of the authority authorizing bonds thereof.
 153 Any bank or trust company incorporated under the laws of this state
 154 which may act as depositary of the proceeds of bonds or of revenues or
 155 other moneys may furnish such indemnifying bonds or pledge such
 156 securities as may be required by the authority. Any such trust
 157 agreement may set forth the rights and remedies of the bondholders
 158 and of the trustee or trustees, and may restrict the individual right of
 159 action by bondholders. In addition to the foregoing, any such trust
 160 agreement or resolution may contain such other provisions as the
 161 authority may deem reasonable and proper for the security of the
 162 bondholders. All expenses incurred in carrying out the provisions of
 163 such trust agreement or resolution may be treated as a part of the cost
 164 of the operation of a project.

165 Sec. 4. Subsection (i) of section 32-607 of the general statutes is
 166 repealed and the following is substituted in lieu thereof (*Effective from*
 167 *passage and applicable to any pledge, lien or security interest of this state or*
 168 *any political subdivision of this state, which pledge, lien or interest was in*
 169 *existence on October 1, 2003, and applicable to any such pledge, lien or*
 170 *interest created after October 1, 2003):*

171 (i) Any pledge made by the authority of income, revenues, state
 172 contract assistance provided under section 32-608, or other property
 173 shall be valid and binding from the time the pledge is made. [, and
 174 shall constitute a pledge within the meaning and for all purposes of
 175 title 42a.] The income, revenue, state contract assistance, such state
 176 taxes as the authority shall be entitled to receive or other property so
 177 pledged and thereafter received by the authority shall immediately be

178 subject to the lien of such pledge without any physical delivery thereof
179 or further act, and the lien of any such pledge shall be valid and
180 binding as against all parties having claims of any kind in tort, contract
181 or otherwise against the authority, irrespective of whether such parties
182 have notice thereof.

183 Sec. 5. Subsection (i) of section 32-206 of the general statutes is
184 repealed and the following is substituted in lieu thereof (*Effective from*
185 *passage and applicable to any pledge, lien or security interest of this state or*
186 *any political subdivision of this state, which pledge, lien or interest was in*
187 *existence on October 1, 2003, and applicable to any such pledge, lien or*
188 *interest created after October 1, 2003*):

189 (i) Any pledge made by the authority of income, revenues, state
190 contract assistance as herein provided and such state taxes as the
191 authority shall be entitled to receive pursuant to the provisions hereof,
192 or other property shall be valid and binding from the time the pledge
193 is made. [, and shall constitute a pledge within the meaning and for all
194 purposes of title 42a.] The income, revenue, state contract assistance as
195 provided in sections 32-200 to 32-212, inclusive, and such state taxes as
196 the authority shall be entitled to receive pursuant to the provisions of
197 said sections, or other property so pledged and thereafter received by
198 the authority shall immediately be subject to the lien of such pledge
199 without any physical delivery thereof or further act, and the lien of any
200 such pledge shall be valid and binding as against all parties having
201 claims of any kind in tort, contract or otherwise against the authority,
202 irrespective of whether such parties have notice thereof.

203 Sec. 6. Subsection (a) of section 10a-109h of the general statutes is
204 repealed and the following is substituted in lieu thereof (*Effective from*
205 *passage and applicable to any pledge, lien or security interest of this state or*
206 *any political subdivision of this state, which pledge, lien or interest was in*
207 *existence on October 1, 2003, and applicable to any such pledge, lien or*
208 *interest created after October 1, 2003*):

209 (a) Any pledge made by the university pursuant to section 10a-109g

210 is and shall be deemed a statutory lien. [and, except as expressly
211 provided in this section, is governed by article 9 of title 42a.] Such lien
212 shall be valid and binding from the time when the pledge is made. The
213 lien of any pledge shall be valid and binding as against all parties
214 having claims of any kind in tort, contract or otherwise against the
215 university, irrespective of whether the parties have notice of the
216 claims. Notwithstanding any provision of the Uniform Commercial
217 Code to the contrary, neither sections 10a-109a to 10a-109y, inclusive,
218 the indenture or resolution, nor any other instrument by which a
219 pledge is created need be recorded. Any revenues or other receipts,
220 funds, moneys, personal property of fixtures so pledged and thereafter
221 received by the university shall be subject immediately to the lien of
222 the pledge without any physical delivery thereof or further act and
223 such lien shall have priority over all other liens, including without
224 limitation the liens of persons who, in the ordinary course of business,
225 furnish services or materials in respect of such assets.

226 Sec. 7. Subsection (e) of section 22a-483 of the general statutes is
227 repealed and the following is substituted in lieu thereof (*Effective from*
228 *passage and applicable to any pledge, lien or security interest of this state or*
229 *any political subdivision of this state, which pledge, lien or interest was in*
230 *existence on October 1, 2003, and applicable to any such pledge, lien or*
231 *interest created after October 1, 2003*):

232 (e) Any pledge made by the state pursuant to sections 22a-475 to
233 22a-483, inclusive, is a statutory pledge [within the meaning and for all
234 purposes of title 42a] and shall be valid and binding from the time
235 when the pledge is made, and any revenues or other receipts, funds or
236 moneys so pledged and thereafter received by the state shall be subject
237 immediately to the lien of such pledge without any physical delivery
238 thereof or further act. The lien of any such pledge shall be valid and
239 binding as against all parties having claims of any kind in tort, contract
240 or otherwise against the state, irrespective of whether such parties
241 have notice thereof. Neither the resolution nor any other instrument by
242 which a pledge is created need be recorded. Any pledge made by the
243 state pursuant to sections 22a-475 to 22a-483, inclusive, to secure

244 revenue bonds issued to finance eligible water quality projects shall
 245 secure only revenue bonds issued for such purpose and any such
 246 pledge made by the state to secure revenue bonds issued to finance
 247 eligible drinking water projects shall secure only revenue bonds issued
 248 for such purpose.

249 Sec. 8. Subsection (a) of section 10a-224 of the general statutes is
 250 repealed and the following is substituted in lieu thereof (*Effective from*
 251 *passage and applicable to any pledge, lien or security interest of this state or*
 252 *any political subdivision of this state, which pledge, lien or interest was in*
 253 *existence on October 1, 2003, and applicable to any such pledge, lien or*
 254 *interest created after October 1, 2003*):

255 (a) There is created a body politic and corporate to be known as the
 256 "Connecticut Higher Education Supplemental Loan Authority". The
 257 authority is constituted a public instrumentality and political
 258 subdivision of the state and the exercise by the authority of the powers
 259 conferred by this chapter shall be deemed and held to be the
 260 performance of an essential public and governmental function. The
 261 powers of the authority shall be vested in and exercised by a board of
 262 directors which shall consist of eight members, one of whom shall be
 263 the State Treasurer, one of whom shall be the Secretary of the Office of
 264 Policy and Management and one of whom shall be the Commissioner
 265 of Higher Education, each serving ex officio, and five of whom shall be
 266 residents of the state appointed by the Governor, not more than three
 267 of such appointed members to be members of the same political party.
 268 Three of the appointed members shall be active or retired trustees,
 269 directors, officers or employees of Connecticut institutions for higher
 270 education. [, of whom not more than one shall be from a constituent
 271 unit of the state system of higher education.] At least one of the
 272 appointed members shall be a person having a favorable reputation for
 273 skill, knowledge and experience in the higher education loan finance
 274 field, and at least one of such appointed members shall be a person
 275 having a favorable reputation for skill, knowledge and experience in
 276 state and municipal finance, either as a partner, officer or employee of
 277 an investment banking firm which originates and purchases state and

278 municipal securities, or as an officer or employee of an insurance
 279 company or bank whose duties relate to the purchase of state and
 280 municipal securities as an investment and to the management and
 281 control of a state and municipal securities portfolio. Of the three
 282 members first appointed who are trustees, directors, officers or
 283 employees of Connecticut institutions for higher education, one shall
 284 serve until July 1, 1986, one shall serve until July 1, 1987, and one shall
 285 serve until July 1, 1988. Of the three remaining members first
 286 appointed, one shall serve until July 1, 1983, one shall serve until July
 287 1, 1984, and one shall serve until July 1, 1985. On or before the first day
 288 of July, annually, the Governor shall appoint a member or members to
 289 succeed those whose terms expire, each for a term of six years and
 290 until his successor is appointed and has qualified. The Governor shall
 291 fill any vacancy for the unexpired term. A member of the board shall
 292 be eligible for reappointment. Any member of the board may be
 293 removed by the Governor for misfeasance, malfeasance or wilful
 294 neglect of duty. Each member of the board before entering upon his or
 295 her duties shall take and subscribe the oath or affirmation required by
 296 section 1 of article eleventh of the State Constitution. A record of each
 297 such oath shall be filed in the office of the Secretary of the State. The
 298 State Treasurer, the Secretary of the Office of Policy and Management
 299 and the Commissioner of Higher Education may each designate a
 300 deputy or any staff member to represent him as a member at meetings
 301 of the board with full power to act and vote on his behalf.

302 Sec. 9. Subsection (b) of section 10a-230 of the general statutes is
 303 repealed and the following is substituted in lieu thereof (*Effective from*
 304 *passage and applicable to any pledge, lien or security interest of this state or*
 305 *any political subdivision of this state, which pledge, lien or interest was in*
 306 *existence on October 1, 2003, and applicable to any such pledge, lien or*
 307 *interest created after October 1, 2003*):

308 (b) The revenue bonds and notes of every issue shall be payable
 309 solely out of the revenues of the authority pertaining to the program
 310 relating to such bonds or notes including principal and interest on
 311 authority loans and education loans, and any other revenues derived

312 from or in connection with any other authority loans and education
 313 loans, payments by participating institutions for higher education,
 314 banks, guarantors, insurance companies or others pursuant to letters of
 315 credit or purchase agreements, investment earnings from funds or
 316 accounts maintained pursuant to the bond resolution, insurance
 317 proceeds, loan funding deposits, proceeds of sales of education loans,
 318 proceeds of refunding bonds and fees, charges and other revenues,
 319 funds and other assets of the authority [from such program] but
 320 subject only to any agreements with the holders of particular revenue
 321 bonds or notes pledging any particular revenues and subject to any
 322 agreements with any participating institution for higher education.

323 Sec. 10. Subsection (d) of section 10a-230 of the general statutes is
 324 repealed and the following is substituted in lieu thereof (*Effective from*
 325 *passage and applicable to any pledge, lien or security interest of this state or*
 326 *any political subdivision of this state, which pledge, lien or interest was in*
 327 *existence on October 1, 2003, and applicable to any such pledge, lien or*
 328 *interest created after October 1, 2003*):

329 (d) Any resolution or resolutions authorizing any revenue bonds or
 330 any issue of revenue bonds may contain provisions, which shall be a
 331 part of the contract with the holders of the revenue bonds to be
 332 authorized, as to: (1) Pledging all or any part of the revenues, [derived
 333 from] , funds or other assets of the authority, including, but not limited
 334 to, the authority loans and education loans [with respect to which] to
 335 secure such bonds or notes; [are to be issued;] (2) pledging all or any
 336 part of the revenues paid to the authority by any guarantor or
 337 insurance company; (3) pledging any revenue producing contract or
 338 contracts made by the authority with any individual, partnership,
 339 corporation or association or other body, public or private, or any
 340 federally guaranteed security and moneys received or receivable
 341 therefrom whether such security is acquired by the authority or a
 342 participating institution for higher education to secure the payment of
 343 the revenue bonds or notes or of any particular issue of revenue bonds
 344 or notes, subject to such agreements with bondholders or noteholders
 345 as may then exist; (4) the fees and other amounts to be charged, and

346 the sums to be raised in each year thereby, and the use, investment and
347 disposition of such sums; (5) the establishment and setting aside of
348 reserves or sinking funds, the setting aside of loan funding deposits,
349 capitalized interest accounts, and cost of issuance accounts, and the
350 regulation and disposition thereof; (6) limitations on the use of the
351 education loans; (7) limitations on the purpose to which the proceeds
352 of the sale of any issue of revenue bonds or notes then or thereafter to
353 be issued may be applied, including as authorized purposes, all costs
354 and expenses necessary or incidental to the issuance of bonds, to the
355 acquisition of or commitment to acquire any federally guaranteed
356 security and pledging such proceeds to secure the payment of the
357 revenue bonds, notes or any issue of the revenue bonds or notes; (8)
358 limitations on the issuance of additional bonds or notes, the terms
359 upon which additional bonds or notes may be issued and secured and
360 the terms on which additional bonds or notes rank on a parity with, or
361 be subordinate or superior to, other bonds or notes; (9) the refunding
362 of outstanding bonds or notes; (10) the procedure, if any, by which the
363 terms of any contract with bondholders or noteholders may be
364 amended or abrogated, the amount of bonds or notes the holders of
365 which must consent thereto, and the manner in which such consent
366 may be given; (11) limitations on the amount of moneys derived from
367 the educational program to be expended for operating, administrative
368 or other expenses of the authority; (12) defining the acts or omissions
369 to act which shall constitute a default in the duties of the authority to
370 holders of its obligations and providing the rights and remedies of
371 such holders in the event of default; (13) the duties, obligations and
372 liabilities of any trustee or paying agent; (14) providing for guarantees,
373 pledges of endowments, letters of credit, property or other security for
374 the benefit of the holders of such bonds or notes; and (15) any other
375 matters relating to the bonds or notes which the authority deems
376 desirable.

377 Sec. 11. Section 10a-233 of the general statutes is repealed and the
378 following is substituted in lieu thereof (*Effective from passage and*
379 *applicable to any pledge, lien or security interest of this state or any political*

380 *subdivision of this state, which pledge, lien or interest was in existence on*
 381 *October 1, 2003, and applicable to any such pledge, lien or interest created*
 382 *after October 1, 2003):*

383 The authority shall fix, revise, charge and collect fees and is
 384 empowered to contract with any person, partnership, association or
 385 corporation, or other body, public or private, in respect thereof. Each
 386 agreement entered into by the authority with a participating institution
 387 or institutions for higher education shall provide that the fees and
 388 other amounts payable by said institution or institutions with respect
 389 to any program or programs of the authority shall be sufficient at all
 390 times, (1) to pay its or their share of the administrative costs and
 391 expenses of such program, (2) to pay the principal of, the premium, if
 392 any, and the interest on outstanding bonds or notes of the authority
 393 issued with respect to such program to the extent that other revenues
 394 of the authority pledged for the payment of the bonds or notes are
 395 insufficient to pay the bonds or notes as they become due and payable,
 396 (3) to create and maintain reserves which may but need not be
 397 required or provided for in the bond resolution relating to such bonds
 398 or notes of the authority, and (4) to establish and maintain whatever
 399 education loan servicing, control, or audit procedures are deemed to
 400 be necessary to the operations of the authority. The authority [shall]
 401 may pledge all or any part of the revenues, [from each program,]
 402 funds, contracts or other assets of the authority, as described in
 403 [subsection (b)] subsections (b) and (d) of section 10a-230, as security
 404 for [the] any issue of bonds or notes. [relating to such program] Such
 405 pledge shall be valid and binding from the time when the pledge is
 406 made; the revenues, funds, contracts or other assets so pledged by the
 407 authority shall immediately be subject to the lien of such pledge
 408 without any physical delivery thereof or further act, and the lien of any
 409 such pledge shall be valid and binding against all parties having
 410 claims of any kind in tort, contract or otherwise against the authority
 411 or any participating institution for higher education, irrespective of
 412 whether such parties have notice thereof. [Neither] Such lien shall have
 413 priority over all other liens, including, without limitation, the lien of

414 any person who in the ordinary course of business furnishes services
415 or materials to the authority. Notwithstanding any provisions of the
416 Uniform Commercial Code, neither the bond resolution nor any
417 financing statement, continuation statement or other instrument by
418 which a pledge or security interest is created or by which the
419 authority's interest in revenues, funds, contracts or other assets is
420 assigned need be filed in any public records in order to perfect the
421 security interest or lien thereof as against third parties. [except in the
422 records of the authority. The authority may elect, notwithstanding the
423 exclusions provided in subdivision (14) of subsection (d) of section
424 42a-9-109, to have the provisions of the Connecticut Uniform
425 Commercial Code apply to any pledge made by or to the authority to
426 secure its bonds or notes by filing a financing statement with respect to
427 the security interest created by the pledge.] The use and disposition of
428 moneys to the credit of such sinking or other similar fund shall be
429 subject to the provisions of the resolution authorizing the issuance of
430 such bonds or notes or of such trust agreement. Except as may
431 otherwise be provided in such resolution, or such trust agreement,
432 such sinking or other similar fund shall be a fund for all such revenue
433 bonds or notes issued to finance an educational program or programs
434 at one or more participating institutions for higher education, without
435 distinction or priority of one over another; provided, the authority in
436 any such resolution or trust agreement may provide that such sinking
437 or other similar fund shall be the fund for a particular educational
438 program or programs at a participating institution or institutions for
439 higher education and for the revenue bonds or notes issued to finance
440 a particular education program or programs and may, additionally,
441 permit and provide for the issuance of revenue bonds or notes having
442 a subordinate lien in respect of the security herein authorized to other
443 revenue bonds or notes of the authority and, in such case, the authority
444 may create separate or other similar funds in respect of such
445 subordinate lien bonds or notes.

446 Sec. 12. Subsection (d) of section 10a-237 of the general statutes is
447 repealed and the following is substituted in lieu thereof (*Effective from*

448 *passage and applicable to any pledge, lien or security interest of this state or*
449 *any political subdivision of this state, which pledge, lien or interest was in*
450 *existence on October 1, 2003, and applicable to any such pledge, lien or*
451 *interest created after October 1, 2003):*

452 (d) The portion of the proceeds of any such revenue bonds or notes
453 issued for the additional purpose of making additional authority loans
454 may be invested and reinvested in direct obligations of, or
455 unconditionally guaranteed by, the United States, and certificates of
456 deposit or time deposits secured by direct obligations of, or
457 unconditionally guaranteed by, the United States, or obligations of a
458 state, territory or possession of the United States, or any political
459 subdivision of any such state, territory or possession, or of the District
460 of Columbia, within the meaning of Section 103(a) of the Internal
461 Revenue Code of 1986, or any subsequent corresponding internal
462 revenue code of the United States, as from time to time amended, the
463 full and timely payment of the principal of and interest on which are
464 secured by an irrevocable deposit of direct obligations of the United
465 States or which, if the outstanding bonds are then rated by a nationally
466 recognized rating agency, are rated in the highest rating category by
467 such rating agency, maturing not later than the time or times when
468 such proceeds will be needed for the purpose of paying all or any part
469 of such cost and any other investment described in section 10a-238, as
470 amended by this act. The interest, income and profits, if any, earned or
471 realized on such investment may be applied to the payment of all or
472 any part of such cost or may be used by the authority in any lawful
473 manner.

474 Sec. 13. Section 10a-238 of the general statutes, as amended by
475 section 11 of public act 03-84, is repealed and the following is
476 substituted in lieu thereof (*Effective from passage and applicable to any*
477 *pledge, lien or security interest of this state or any political subdivision of this*
478 *state, which pledge, lien or interest was in existence on October 1, 2003, and*
479 *applicable to any such pledge, lien or interest created after October 1, 2003):*

480 Except as otherwise provided in subsection (c) of section 10a-237,

481 the authority may invest any funds in (1) direct obligations of the
482 United States or the state of Connecticut, (2) obligations as to which the
483 timely payment of principal and interest is fully guaranteed by the
484 United States or the state of Connecticut, [including] and
485 Connecticut's Short-Term Investment Fund, (3) obligations of the
486 United States Export-Import Bank, Farmers Home Administration,
487 Federal Financing Bank, Federal Housing Administration, General
488 Services Administration, United States Maritime Administration,
489 United States Department of Housing and Urban Development, Farm
490 Credit System, Resolution Funding Corporation, federal intermediate
491 credit banks, federal banks for cooperatives, federal land bank, federal
492 home loan banks, Federal National Mortgage Association,
493 Government National Mortgage Association and the Student Loan
494 Marketing Association, (4) certificates of deposit or time deposits
495 constituting direct obligations of any bank in the state, provided that
496 investments may be made only in those certificates of deposit or time
497 deposits in banks which are insured by the Federal Deposit Insurance
498 Corporation if then in existence, (5) withdrawable capital accounts or
499 deposits of federal chartered savings and loan associations which are
500 insured by the Federal Savings and Loan Insurance Corporation, (6)
501 other obligations which are legal investments for savings banks in the
502 state, (7) investment agreements with financial institutions whose
503 long-term obligations are rated within the top two rating categories of
504 any nationally recognized rating service or of any rating service
505 recognized by the Banking Commissioner or whose short-term
506 obligations are rated within the top two rating categories of any
507 nationally recognized rating service or of any rating service recognized
508 by the Banking Commissioner, or investment agreements fully secured
509 by obligations of, or guaranteed by, the United States or agencies or
510 instrumentalities of the United States, and (8) securities or obligations
511 which are legal investments for savings banks in Connecticut, subject
512 to repurchase agreements in the manner in which such agreements are
513 negotiated in sales of securities in the market place, provided the
514 authority shall not enter into any such agreement with any securities
515 dealer or bank acting as a securities dealer unless such dealer or bank

516 is included in the list of primary dealers, as prepared by the Federal
517 Reserve Bank of New York, effective at the time of the agreement. Any
518 such securities may be purchased at the offering or market price
519 thereof at the time of such purchase. All such securities so purchased
520 shall mature or be redeemable on a date or dates prior to the time
521 when, in the judgment of the authority, the funds so invested will be
522 required for expenditure. The express judgment of the authority as to
523 the time when any funds shall be required for expenditure or be
524 redeemable is final and conclusive.

525 Sec. 14. Subsection (i) of section 10a-204b of the general statutes is
526 repealed and the following is substituted in lieu thereof (*Effective from*
527 *passage and applicable to any pledge, lien or security interest of the*
528 *corporation, which pledge, lien or interest was in existence on October 1,*
529 *2003, and applicable to any such pledge, lien or interest created after October*
530 *1, 2003*):

531 (i) Any pledge made by the corporation of income, revenues or
532 other property to secure bonds, notes or other obligations of the
533 corporation shall be valid and binding from the time the pledge is
534 made. The income, revenue or other property so pledged and
535 thereafter received by or on behalf of the corporation shall
536 immediately be subject to the lien of such pledge without any physical
537 delivery thereof or further act, and the lien of any such pledge shall be
538 valid and binding as against all parties having claims of any kind in
539 tort, contract or otherwise against the corporation, irrespective of
540 whether such parties have notice thereof. Any such lien shall have
541 priority over all other liens, including, without limitation, the lien of
542 any person who in the ordinary course of business furnishes services
543 or materials to the corporation. Any provision of law to the contrary
544 notwithstanding, neither possession nor the filing of any financing or
545 continuation statement or other instrument shall be necessary with
546 respect to any such income, revenues or other property to establish or
547 evidence the lien of any such pledge with respect thereto. Neither this
548 section, nor any resolution authorizing bonds, notes or other
549 obligations, nor any trust agreement nor any other instrument by

550 which such a pledge is created need be recorded. Any pledge or lien
551 described by this subsection shall be conclusively deemed to be a
552 pledge or lien described by subdivision (14) of subsection (d) of section
553 42a-9-109, as amended by this act, notwithstanding that the
554 corporation is neither a political subdivision nor an agency of the state.

555 Sec. 15. Subsection (c) of section 22a-516 of the general statutes is
556 repealed and the following is substituted in lieu thereof (*Effective from*
557 *passage and applicable to any pledge, lien or security interest of this state or*
558 *any political subdivision of this state, which pledge, lien or interest was in*
559 *existence on October 1, 2003, and applicable to any such pledge, lien or*
560 *interest created after October 1, 2003*):

561 (c) Any pledge made by a municipality or an authority pursuant to
562 the provisions of sections 22a-500 to 22a-519, inclusive, shall be valid
563 and binding from the time when the pledge is made, and any revenues
564 or other receipts, funds or moneys so pledged and thereafter received
565 by such municipality or authority shall be subject immediately to the
566 lien of such pledge without any physical delivery thereof, filing or
567 further act. The lien of any such pledge shall be valid and binding as
568 against all parties having claims of any kind in tort, contract, or
569 otherwise against the municipality or the authority, irrespective of
570 whether such parties have notice thereof and shall be a statutory lien.
571 [within the meaning of the Uniform Commercial Code and article 9 of
572 title 42a.] Neither the resolution nor any other instrument by which a
573 pledge is created shall be required to be recorded.

574 Sec. 16. Section 3 of special act 92-25, as amended by section 9 of
575 special act 93-40 and section 3 of special act 01-10, is amended to read
576 as follows (*Effective from passage and applicable to any pledge, lien or*
577 *security interest of this state or any political subdivision of this state, which*
578 *pledge, lien or interest was in existence on October 1, 2003, and applicable to*
579 *any such pledge, lien or interest created after October 1, 2003*):

580 The principal of and interest on bonds issued by the committee, and
581 any agreement as set forth in section 2 of special act 92-25, may be

582 secured by a pledge of any revenues and receipts of the committee
583 derived from the project and may be additionally secured by the
584 assignment of a lease of the project or by an assignment of the
585 revenues and receipts derived by the committee from any such lease.
586 The payment of principal and interest on such bonds may be
587 additionally secured by a pledge of any other property, revenues,
588 moneys or funds available to the committee for such purpose. The
589 resolution authorizing the issuance of bonds and any such lease may
590 contain or authorize agreements and provisions respecting (1) the
591 establishment of reserves to secure such bonds, (2) the maintenance
592 and insurance of the project covered thereby, (3) the fixing and
593 collection of rents for any portion thereof leased by the committee to
594 others, (4) the creation and maintenance of special funds from such
595 revenues, (5) the rights and remedies available in the event of default,
596 (6) provision for a trust agreement by and between the committee and
597 a corporate trustee or trustees which may be any trust company or
598 bank having the powers of a trust company within or without the
599 state, which agreement may provide for the pledge or assigning of any
600 assets or income from assets to which or in which the committee has
601 rights or interest, the vesting in such trustee or trustees of such
602 property, rights, powers and duties in trust as the committee may
603 determine, which may include any or all of the rights, powers and
604 duties of any trustee appointed by the holders of any bonds and
605 limiting or abrogating the right of the holders of any bonds to appoint
606 a trustee or limiting rights, powers and duties of such trustee, and may
607 further provide for such other rights and remedies exercisable by the
608 trustee as may be proper for the protection of the holders of any bonds
609 and not otherwise in violation of law. Such trust agreement may
610 provide for the restriction of rights of any individual holder of bonds
611 of the committee and may contain any provisions which are reasonable
612 to delineate further the respective rights, due safeguards,
613 responsibilities and liabilities of the committee, persons and collective
614 holders of bonds of the committee and the trustee, (7) covenants to do
615 or refrain from doing acts and things as may be necessary or
616 convenient or desirable in order to better secure bonds of the

617 committee, or which, in the discretion of the committee, will tend to
 618 make any bonds to be issued more marketable, notwithstanding that
 619 such covenants or things may not be enumerated in this act, and (8)
 620 any other matters of like or different character, which in any way affect
 621 the security or protection of the bonds, all as the committee shall deem
 622 advisable and not in conflict with the provisions of this act. Each
 623 pledge, agreement or assignment of lease made for the benefit or
 624 security of any bonds of the committee shall be in effect until the
 625 principal of and interest on the bonds for the benefit of which the
 626 same were made have been fully paid, or until provision has been
 627 made for the payment in the manner provided in the resolution or
 628 resolutions authorizing the issuance. Any pledge made in respect of
 629 such bonds shall be valid and binding from the time when the pledge
 630 is made; moneys or rents so pledged and thereafter received by the
 631 committee shall immediately be subject to the lien of such pledge
 632 without any physical delivery thereof or further act; and the lien of any
 633 such pledge shall be valid and binding as against parties having claims
 634 of any kind in tort, contract or otherwise against the committee,
 635 irrespective of whether such parties have notice thereof. Neither the
 636 resolution, trust indenture nor any other instrument by which a pledge
 637 is created need be recorded. The committee may, without further
 638 approval of the legislative bodies of the municipalities which are
 639 parties to the original project agreements, assign, amend, reaffirm, or
 640 terminate any or all of such original project agreements to secure the
 641 bonds and exercise the powers set forth in this act by vote taken in
 642 accordance with the inter-community agreement. The resolution
 643 authorizing the issuance of such bonds may provide for the
 644 enforcement of any such pledge or security in any lawful manner. The
 645 committee shall be considered a political subdivision of the state for
 646 purposes of subdivision (14) of subsection (d) of section 42a-9-109 of
 647 the general statutes, as amended by this act.

648 Sec. 17. Section 10-66c of the general statutes is amended by adding
 649 subsection (i) as follows (*Effective from passage and applicable to any*
 650 *pledge, lien or security interest of this state or any political subdivision of this*

651 *state, which pledge, lien or interest was in existence on October 1, 2003, and*
652 *applicable to any such pledge, lien or interest created after October 1, 2003):*

653 (NEW) (i) A regional educational service center shall be considered
654 an agency of the state for purposes of subdivision (14) of subsection
655 (d) of section 42a-9-109, as amended by this act.

656 Sec. 18. Section 22a-479 of the general statutes is repealed and the
657 following is substituted in lieu thereof (*Effective from passage and*
658 *applicable to any pledge, lien or security interest of this state or any political*
659 *subdivision of this state, which pledge, lien or interest was in existence on*
660 *October 1, 2003, and applicable to any such pledge, lien or interest created*
661 *after October 1, 2003):*

662 (a) A municipality may authorize and approve (1) the execution
663 and delivery of project funding agreements, and (2) the issuance and
664 sale of project obligations, grant account loan obligations and interim
665 funding obligations, in accordance with such statutory and charter
666 requirements as govern the authorization and approval of borrowings
667 and the making of contracts generally by the municipality or in
668 accordance with the provisions of subsection (e) of this section. Project
669 loan obligations, grant account loan obligations and interim funding
670 obligations shall be duly executed and accompanied by an approving
671 legal opinion of bond counsel of recognized standing in the field of
672 municipal law whose opinions are generally accepted by purchasers of
673 municipal bonds and shall be subject to the debt limitation provisions
674 of section 7-374; except that project loan obligations, grant account loan
675 obligations and interim funding obligations issued in order to meet the
676 requirements of any abatement order of the commissioner shall not be
677 subject to the debt limitation provisions of section 7-374, provided the
678 municipality files a certificate, signed by its chief fiscal officer, with the
679 commissioner demonstrating to the satisfaction of the commissioner
680 that the municipality has a plan for levying a system of charges,
681 assessments or other revenues which are sufficient, together with other
682 available funds of the municipality, to repay such obligations as the
683 same become due and payable.

684 (b) Each recipient which enters into a project funding agreement
685 shall protect, defend and hold harmless the state, its agencies,
686 departments, agents and employees from and against any and all
687 claims, suits, actions, demands, costs and damages arising from or in
688 connection with the performance or nonperformance by the recipient,
689 or any of its officers, employees or agents, of the recipient's obligations
690 under any project funding agreement as such project funding
691 agreement may be amended or supplemented from time to time. Each
692 such recipient may insure against the liability imposed by this
693 subsection through any insurance company organized within or
694 without this state authorized to write such insurance in this state or
695 may elect to act as self-insurer of such liability, provided such
696 indemnity shall not be limited by any such insurance coverage.

697 (c) Whenever a recipient has entered into a project funding
698 agreement and has authorized the issuance of project loan obligations
699 or grant account loan obligations, it may authorize the issuance of
700 interim funding obligations. Proceeds from the issuance and sale of
701 interim funding obligations shall be used to temporarily finance an
702 eligible project pending receipt of the proceeds of a project loan
703 obligation, a grant account loan obligation or project grant. Such
704 interim funding obligations may be issued and sold to the state for the
705 benefit of the Clean Water Fund or issued and sold to any other lender
706 on such terms and in such manner as shall be determined by a
707 recipient. Such interim funding obligations may be renewed from time
708 to time by the issuance of other notes, provided the final maturity of
709 such notes shall not exceed six months from the date of completion of
710 the planning and design phase or the construction phase, as applicable,
711 of an eligible project, as determined by the commissioner. Such notes
712 and any renewals of a municipality shall not be subject to the
713 requirements and limitations set forth in sections 7-378, [and] 7-378a
714 and 7-264. The provisions of section 7-374 shall apply to such notes
715 and any renewals thereof of a municipality; except that project loan
716 obligations, grant account loan obligations and interim funding
717 obligations issued in order to meet the requirements of an abatement

718 order of the commissioner shall not be subject to the debt limitation
719 provisions of section 7-374, provided the municipality files a certificate,
720 signed by its chief fiscal officer, with the commissioner demonstrating
721 to the satisfaction of the commissioner that the municipality has a plan
722 for levying a system of charges, assessments or other revenues
723 sufficient, together with other available funds of the municipality, to
724 repay such obligations as the same become due and payable. The
725 officer or agency authorized by law or by vote of the recipient to issue
726 such interim funding obligations shall, within any limitation imposed
727 by such law or vote, determine the date, maturity, interest rate, form,
728 manner of sale and other details of such obligations. Such obligations
729 may bear interest or be sold at a discount and the interest or discount
730 on such obligations, including renewals thereof, and the expense of
731 preparing, issuing and marketing them may be included as a part of
732 the cost of an eligible project. Upon the issuance of a project loan
733 obligation or grant account loan obligation, the proceeds thereof, to the
734 extent required, shall be applied forthwith to the payment of the
735 principal of and interest on all interim funding obligations issued in
736 anticipation thereof and upon receipt of a project grant, the proceeds
737 thereof, to the extent required, shall be applied forthwith to the
738 payment of the principal of and interest on all grant anticipation notes
739 issued in anticipation thereof or, in either case, shall be deposited in
740 trust for such purpose with a bank or trust company, which may be the
741 bank or trust company, if any, at which such obligations are payable.

742 (d) Project loan obligations, grant account loan obligations, interim
743 funding obligations or any obligation of a municipality that satisfies
744 the requirements of Title VI of the federal Water Pollution Control Act
745 or the federal Safe Drinking Water Act or other related federal act may,
746 as determined by the commissioner, be general obligations of the
747 issuing municipality and in such case each such obligation shall recite
748 that the full faith and credit of the issuing municipality are pledged for
749 the payment of the principal thereof and interest thereon. To the extent
750 a municipality is authorized pursuant to sections 22a-475 to 22a-483,
751 inclusive, to issue project loan obligations or interim funding

752 obligations, such obligations may be secured by a pledge of revenues
753 and other funds derived from its sewer system or public water supply
754 system, as applicable. Each pledge and agreement made for the benefit
755 or security of any of such obligations shall be in effect until the
756 principal of, and interest on, such obligations have been fully paid, or
757 until provision has been made for payment in the manner provided in
758 the resolution authorizing their issuance or in the agreement for the
759 benefit of the holders of such obligations. In any such case, such
760 pledge shall be valid and binding from the time when such pledge is
761 made. Any revenues or other receipts, funds or moneys so pledged
762 and thereafter received by the municipality shall immediately be
763 subject to the lien of such pledge without any physical delivery thereof
764 or further act. The lien of any such pledge shall be valid and binding as
765 against all parties having claims of any kind in tort, contract or
766 otherwise against the municipality, irrespective of whether such
767 parties have notice thereof. Neither the project loan obligation, interim
768 funding obligation, project funding agreement nor any other
769 instrument by which a pledge is created need be recorded. All
770 securities or other investments of moneys of the state permitted or
771 provided for under sections 22a-475 to 22a-483, inclusive, may, upon
772 the determination of the State Treasurer, be purchased and held in
773 fully marketable form, subject to provision for any registration in the
774 name of the state. Securities or other investments at any time
775 purchased, held or owned by the state may, upon the determination of
776 the State Treasurer and upon delivery to the state, be accompanied by
777 such documentation, including approving bond opinion, certification
778 and guaranty as to signatures and certification as to absence of
779 litigation, and such other or further documentation as shall from time
780 to time be required in the municipal bond market or required by the
781 state.

782 (e) Notwithstanding the provisions of the general statutes, any
783 special act or any municipal charter [, a municipality may, upon the
784 approval of] governing the authorization of bonds, notes or obligations
785 or the appropriation of funds, or governing the application for, and

786 expenditure of, grants or loans, or governing the authorization of
787 contracts or financing agreements or governing the pledging of sewer
788 or water revenues or funds, a municipality may, by resolution
789 approved by its legislative body and by (1) its water pollution control
790 authority or sewer authority, if any, authorize a project loan and
791 project grant agreement between the municipality and the state
792 pursuant to sections 22a-475 to 22a-483, inclusive, and appropriate
793 funds and authorize project loan obligations [,] and interim funding
794 obligations [, revenue bonds, notes or other obligations] of the
795 municipality paid and secured solely by a pledge of revenues, funds
796 and moneys of the municipality and the water pollution control
797 authority or sewer authority, if any, derived from its sewer system, to
798 pay for and finance the total project costs of an eligible water quality
799 project, pursuant to a project loan and project grant agreement
800 between the municipality and the state pursuant to sections 22a-475 to
801 22a-483, inclusive, [and] or (2) by its water authority, if any, authorize
802 a project loan and project grant agreement between the municipality
803 and the state pursuant to sections 22a-475 to 22a-483, inclusive, and
804 appropriate funds and authorize project loan obligations [,] and
805 interim funding obligations [, revenue bonds, notes or other806 obligations] of the municipality paid and secured solely by a pledge of
807 revenues, funds and moneys of the municipality and the water
808 authority, if any, derived from its public water supply system, to pay
809 for and finance the total project costs of an eligible water quality
810 project, pursuant to a project loan agreement between the municipality
811 and the state pursuant to sections 22a-475 to 22a-483, inclusive. The
812 provisions of chapter 103 shall apply to the [bonds, notes or other]
813 obligations authorized by this section, to the extent such section is not
814 inconsistent with this subsection. A project loan and project grant
815 agreement authorized by such resolution may contain covenants and
816 agreements with respect to, and may pledge the revenues, funds and
817 moneys derived from, the sewer system or public water system to
818 secure such project loan obligations and interim funding obligations,
819 including, but not limited to, covenants and agreements with respect
820 to holding or depositing such revenues, funds and moneys in separate

821 accounts and agreements described in section 7-266. As used in this
 822 subsection "legislative body" means (A) the board of selectmen in a
 823 town that does not have a charter, special act or home rule ordinance
 824 relating to its government, (B) the council, board of aldermen,
 825 representative town meeting, board of selectmen or other elected
 826 legislative body described in a charter, special act or home rule
 827 ordinance relating to government in a city, consolidated town and city,
 828 consolidated town and borough or a town having a charter, special act,
 829 consolidation ordinance or home rule ordinance relating to its
 830 government, (C) the board of burgesses or other elected legislative
 831 body in a borough, or (D) the district committee or other elected
 832 legislative body in a district, metropolitan district or other municipal
 833 corporation.

834 (f) Any recipient which is not a municipality shall execute and
 835 deliver project loan obligations and interim financing obligations in
 836 accordance with applicable law and in such form and with such
 837 requirements as may be determined by the commissioner. The
 838 Commissioner of Public Health and the Department of Public Utility
 839 Control as required by section 16-19e shall review and approve all
 840 costs that are necessary and reasonable prior to the award of the
 841 project funding agreement. The Department of Public Utility Control,
 842 where appropriate, shall include these costs in the recipient's rate
 843 structure in accordance with section 16-19e.

This act shall take effect as follows:	
Section 1	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 2	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>

Sec. 3	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 4	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 5	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 6	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 7	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 8	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 9	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 10	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>

Sec. 11	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 12	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 13	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 14	<i>from passage and applicable to any pledge, lien or security interest of the corporation, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 15	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 16	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 17	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>
Sec. 18	<i>from passage and applicable to any pledge, lien or security interest of this state or any political subdivision of this state, which pledge, lien or interest was in existence on October 1, 2003, and applicable to any such pledge, lien or interest created after October 1, 2003</i>

FIN Joint Favorable Subst.

